



PATENT
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(NB)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Andrew Goodearl et al. Art Unit : 1645
Serial No. : 08/736,019 Examiner : S. Gucker
Filed : October 22, 1996
Title : GLIAL MITOGENIC FACTORS, THEIR PREPARATION AND USE

Assistant Commissioner of Patents and Trademarks
Washington, DC 20231

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REPLY TO EXAMINER'S ACTION

In response to the final Office Action mailed June 9, 1999, Applicants provide the following remarks to the Response to Amendment.

Obviousness-Type Double Patenting Rejection

Claims 132, 136-137, 139-141 are rejected under the judicially-created doctrine of obviousness-type double patenting as being unpatentable over claims 1-2 of U.S. Patent No. 5,602,096 ("the '096 patent"). Claims 132, 136-137, 139-141 are also provisionally rejected under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 132-133, and 152-154 of co-pending application